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6                   UNITED STATES DISTRICT COURT  
7                   WESTERN DISTRICT OF WASHINGTON  
8                   AT SEATTLE  
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10                   PACIFIC SHORELINE MORTGAGE, INC.,  
11                   DICK PELASCINI and CECILIA  
12                   PELASCINI, Husband and Wife and their  
13                   Marital Community,

No. C05-1076Z

14                   Plaintiffs,

ORDER

15                   v.

16                   CAROL L. ENGEN, CAROL A. GESCHKE,  
17                   KRIGS GROUP TRUST PEMBINA  
18                   NATION LITTLE SHELL BAND OF  
19                   NORTH AMERICA, and all other persons  
20                   claiming the right to occupancy of the  
21                   premises,

Defendants.

22                   The Court hereby REMANDS Pacific Shoreline Mortgage, Inc. v. Engen, C05-1076Z,  
23                   to King County Superior Court. The Notice of Removal is not proper on its face as Defendant  
24                   Carol Engen has failed to join any of the other named defendants. All defendants must join in  
25                   a removal petition with the exception of nominal parties. 28 U.S.C. § 1446(b); Chicago, R.I.  
26                   & P. Ry. Co. v. Martin, 178 U.S. 245, 248 (1900); Hewitt v. City of Stanton, 798 F.2d 1230,  
27                   1232 (9th Cir. 1986).

The Clerk is directed to send the case back to King County Superior Court as soon as practicable after the entry of this order.

IT IS SO ORDERED.

DATED this 20th day of June, 2005.

  
Thomas S. Zilly  
United States District Judge